

deleting the amount of "\$30,000" contained therein and inserting in lieu thereof "\$50,000".

Approved July 7, 1950.

[CHAPTER 453]

JOINT RESOLUTION

To provide for the transfer of the paintings "The Grand Canyon of the Yellowstone" and "The Chasm of the Colorado" from the United States Capitol to the Department of the Interior.

July 10, 1950  
[S. J. Res. 170]  
[Public Law 603]

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the painting "The Grand Canyon of the Yellowstone" and the painting "The Chasm of the Colorado", by Thomas Moran, now located in the United States Capitol Building, be, and the same are hereby, transferred to the permanent custody of the United States Department of the Interior for display in the Department of the Interior Building, and the Architect of the Capitol is authorized and directed to effect the actual transfer of such paintings from the United States Capitol to the Department of the Interior.*

Transfer of certain paintings.

Approved July 10, 1950.

[CHAPTER 454]

AN ACT

To authorize the composition of the Army of the United States and the Air Force of the United States, and for other purposes.

July 10, 1950  
[H. R. 1437]  
[Public Law 604]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*

Army and Air Force  
Authorization Act of  
1949.

SHORT TITLE

SECTION 1. That this Act may be cited as the "Army and Air Force Authorization Act of 1949".

DECLARATION OF POLICY

SEC. 2. In enacting this legislation, it is the intent of Congress to provide an Army of the United States and an Air Force of the United States capable, in conjunction with the other armed services, of preserving the peace, security, and providing for the defense of the United States, its Territories, possessions, and occupied areas wherever located, of supporting the national policies, of implementing the national objectives, and of overcoming any nations responsible for aggressive acts imperiling the peace and security of the United States.

TITLE I—ARMY

AUTHORIZED COMPOSITION

Sec. 101. The organized peace establishment of the Army of the United States, including the Regular Army, the National Guard of the United States, the National Guard while in the service of the United States, and the Organized Reserve Corps, shall include all of those divisions and other military organizations, with their installations, and supporting and auxiliary elements, including combat, training, administrative, and logistic, and all personnel, including those not assigned to units, necessary to form the basis for a complete and immediate mobilization for the national defense in the event of a national emergency.

## AUTHORIZED PERSONNEL STRENGTH

SEC. 102. (a) There is hereby authorized for the Army of the United States an active duty personnel strength of eight hundred and thirty-seven thousand officers, warrant officers, and enlisted persons, exclusive of such one-year enlistees as are or may be authorized by law, officer candidates, personnel of the reserve components on active duty for training purposes only, persons paid under the appropriations for the National Guard and Organized Reserve Corps, and personnel of the reserve components ordered to active duty in an emergency hereafter declared.

Active list officers  
and warrant officers.

(b) Of the active duty personnel strength authorized in subsection (a) of this section, not to exceed thirty thousand six hundred may be active list commissioned officers of the Regular Army (exclusive of the numbers authorized by law for the Army Nurse Corps, the Women's Medical Specialist Corps, professors of the United States Military Academy, and any numbers authorized by special provisions of law providing for officers in designated categories as additional numbers) and nine thousand may be active list warrant officers of the Regular Army. Section 501 of the Officer Personnel Act of 1947 (61 Stat. 883) is hereby amended by striking out the words "fifty-one thousand" and inserting in lieu thereof the words "thirty thousand six hundred"; and hereafter the active list commissioned officer strength authorized in said section shall apply to the Regular Army, exclusive of the United States Air Force.

10 U. S. C., Sup. III,  
§ 481.

National Guard;  
National Guard of  
the United States.

(c) There is hereby authorized for the National Guard and the National Guard of the United States a personnel strength, to be distributed among the several States, Territories, and the District of Columbia, of six hundred thousand officers, warrant officers, and enlisted persons, excluding those serving on active duty in the Army of the United States who are counted within the personnel strength of eight hundred and thirty-seven thousand authorized in subsection (a) of this section.

Organized Reserve  
Corps.

(d) There is hereby authorized for the Organized Reserve Corps a personnel strength of nine hundred and eighty thousand officers, warrant officers, and enlisted persons, excluding those serving on active duty in the Army of the United States who are counted within the personnel strength of eight hundred and thirty-seven thousand authorized in subsection (a) of this section. Persons may be appointed as warrant officers in the Organized Reserve Corps under such regulations and in such numbers as the Secretary of the Army may prescribe.

## MATERIALS AND PROCUREMENT AUTHORIZATION

SEC. 103. The Secretary of the Army is hereby authorized to procure the materials and facilities, including guided missiles, necessary for the maintenance and support of the Army of the United States and its divisions and other military organizations, and their installations and supporting and auxiliary elements, including but not limited to (1) the supply of modern standard items of equipment; (2) the replacement of equipment as it becomes obsolete or unserviceable; (3) the provision of necessary spares and spare parts; and (4) the maintenance of such reserves of supplies and equipment as are necessary for the Army to perform its mission.

## RESEARCH AND DEVELOPMENT AUTHORIZATION

SEC. 104. The Secretary of the Army is hereby authorized to conduct, engage, and participate in research and development programs related to activities of the Army of the United States and to procure,

or contract for the use of, such facilities, equipment, services, and supplies as may be required to effectuate such programs.

## TITLE II—AIR FORCE

### THE AIR FORCE OF THE UNITED STATES

SEC. 201. (a) The Air Force of the United States shall consist of the United States Air Force (the Regular Air Force), the Air National Guard of the United States, the Air National Guard while in the service of the United States, and the United States Air Force Reserve; and shall include persons inducted, enlisted, or appointed without specification of component into the Air Force of the United States; and shall further include all of those Air Force units and other Air Force organizations, with their installations and supporting and auxiliary combat, training, administrative, and logistic elements and all personnel, including those not assigned to units, necessary to form the basis for a complete and immediate mobilization for the national defense in the event of a national emergency.

(b) Effective on the date of enactment of this Act, and subject to the limitations imposed by sections 202 and 203 of this Act, the Air Force of the United States shall have an authorized strength of not to exceed seventy United States Air Force groups and such separate United States Air Force squadrons, reserve groups, and supporting and auxiliary United States Air Force and reserve units as may be required.

U. S. Air Force groups.

### AUTHORIZED PERSONNEL STRENGTH

SEC. 202. (a) There is hereby authorized for the Air Force of the United States an active-duty personnel strength of five hundred and two thousand officers, warrant officers, and enlisted persons, exclusive of such one-year enlistees as are or may be authorized by law, officer candidates, aviation cadets, and personnel of the Reserve components on active duty for training purposes only, persons paid under the appropriations for the Air National Guard and United States Air Force Reserve, and personnel of the Reserve components ordered to active duty in an emergency hereafter declared.

(b) Of the active duty personnel strength authorized in subsection (a) of this section, not to exceed twenty-seven thousand five hundred, exclusive of any numbers authorized by special provision of law providing for officers in designated categories as additional numbers may be active list commissioned officers of the United States Air Force and four thousand eight hundred may be active list warrant officers of the United States Air Force.

Active list officers and warrant officers.

(c) There is hereby authorized for the Air National Guard and the Air National Guard of the United States a personnel strength, to be distributed among the several States, Territories, Puerto Rico, and the District of Columbia, of one hundred and fifty thousand officers, warrant officers, and enlisted persons, excluding those serving on active duty in the Air Force of the United States who are counted within the personnel strength of five hundred and two thousand authorized in subsection (a) of this section.

Air National Guard; Air National Guard of the United States.

(d) There is hereby authorized for the United States Air Force Reserve a personnel strength of five hundred thousand officers, warrant officers, and enlisted persons, including those members of the United States Air Force Reserve on active duty in the Air Force of the United States who are not counted within the personnel strength of the five hundred and two thousand authorized in subsection (a) of this section. Persons may be appointed as warrant officers in the United States Air Force Reserve under such regulations and in such numbers as the Secretary of the Air Force may prescribe.

U. S. Air Force Reserve.

## AIRCRAFT AUTHORIZATION

SEC. 203. The Air Force of the United States is hereby authorized twenty-four thousand serviceable aircraft or two hundred and twenty-five thousand airframe tons aggregate of serviceable aircraft, whichever amount the Secretary of the Air Force may determine is more appropriate to fulfill the requirements of the Air Force of the United States for aircraft necessary to carry out the purposes of this Act: *Provided*, That guided missiles shall not be included within the number of aircraft or airframe tons herein authorized.

## PROCUREMENT AUTHORIZATION

SEC. 204. The Secretary of the Air Force is authorized to procure (1) the number of aircraft or airframe tons authorized by section 203 and to replace such aircraft as he may determine to be unserviceable or obsolete, (2) guided missiles, and (3) spares, spare parts, equipment, and facilities necessary for the maintenance and operation of the Air Force of the United States.

## RESEARCH AND DEVELOPMENT AUTHORIZATION

SEC. 205. The Secretary of the Air Force is hereby authorized to conduct, engage, and participate in research and development programs related to activities of the Air Force of the United States and to procure, or contract for the use of, such facilities, equipment, services, and supplies as may be required to effectuate such programs.

## SAVING PROVISION

SEC. 206. No provision of this title shall be construed as modifying the existing status of the Air National Guard of the United States as a reserve component of the Air Force of the United States, or as amending or modifying in any way section 60 of the National Defense Act of 1916, as amended.

39 Stat. 197.  
32 U. S. C. § 5.

## REPEAL OF EXISTING LAW

SEC. 207. Section 8 of the Act of July 2, 1926 (44 Stat. 780), as amended by section 1 of the Act of April 3, 1939 (53 Stat. 555), is hereby repealed.

10 U. S. C. § 292b.

## TITLE III—GENERAL PROVISIONS

## SAVING PROVISION

SEC. 301. The provisions of this Act shall be subject to the duties and authority of the Secretary of Defense and the military departments and agencies of the Department of Defense as provided in the National Security Act of 1947, as amended.

61 Stat. 495.  
5 U. S. C., Sup. III,  
§ 171 note.  
Post, p. 328.

## SEPARABILITY PROVISION

SEC. 302. If any provision of this Act or the application thereof to any person or circumstances is held invalid, the validity of the remainder of the Act and of the application of such provision to other persons and circumstances shall not be affected thereby.

## APPROPRIATIONS

SEC. 303. (a) There are hereby authorized to be appropriated, out of any moneys in the Treasury of the United States not otherwise appropriated, such sums as may be necessary to carry out the purposes of this Act.

(b) Moneys appropriated to the Departments of the Army, Navy, or Air Force for procurement of technical military equipment and supplies, the construction of public works, and for research and development, including moneys appropriated to the Department of the Navy for the procurement, construction, and research and development of guided missiles, which are hereby authorized for the Department of the Navy, shall remain available until expended unless otherwise provided in the appropriation Act concerned.

#### LIMITATION OF AUTHORITY

SEC. 304. Nothing contained in this Act shall be construed to authorize the Department of Defense to expend any money appropriated pursuant to authority conferred by this Act for the design or development of any prototype aircraft intended primarily for commercial use.

Approved July 10, 1950.

[CHAPTER 455]

#### JOINT RESOLUTION

Transferring the plaster cast of the statue of George Washington from the United States Capitol to the Smithsonian Institution.

July 11, 1950  
[S. J. Res. 171]  
[Public Law 605]

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the plaster cast of the statue of George Washington, now located in the rotunda of the United States Capitol, executed by William J. Hubbard from the original statue in marble by Jean Antoine Houdon, be, and the same is hereby, transferred to the custody of the Smithsonian Institution, and the Architect of the Capitol is authorized and directed to effect the actual transfer of such statue from the United States Capitol to the Smithsonian Institution.*

Approved July 11, 1950.

[CHAPTER 456]

#### AN ACT

To authorize the Departments of the Army, Navy, and Air Force to participate in the transfer of certain real property or interests therein, and for other purposes.

July 11, 1950  
[H. R. 5368]  
[Public Law 606]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*

National Military  
Establishment Lands  
Act of 1950.

#### SHORT TITLE

That this Act, divided into titles and sections according to the following table of contents, may be cited as the "National Military Establishment Lands Act of 1950".

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